

§ 3264.4

exploration under 43 CFR 3203.5, the operator shall submit to the authorized officer a report of the expenditures no later than 60 days after the end of a lease year if the expenditures are to be credited for that lease year or future lease years.

[47 FR 24130, June 3, 1982. Redesignated at 48 FR 44788, Sept. 30, 1983, and amended at 53 FR 17375, May 16, 1988]

§ 3264.4 Public inspection of records.

Geologic and geophysical interpretations, maps, and data required to be submitted under this part shall not be available for public inspection without the consent of the operating rights owner or operator, as appropriate, so long as the lease remains in effect.

[38 FR 35068, Dec. 21, 1973. Redesignated at 48 FR 44788, Sept. 30, 1983, further redesignated and amended at 53 FR 17375, May 16, 1988]

Subpart 3265—Procedure in Case of Violation of the Regulations or Lease Terms

§ 3265.1 Noncompliance with regulations or lease terms.

(a) Whenever an operating rights owner, operator, or anyone acting under his/her authority fails to comply with the provisions of the regulations or lease terms, the authorized officer shall give notice to remedy any defaults or violations. Failure by the party to perform or commence the necessary remedial action pursuant to the notice may result in a shut down of operations and may also result in cancellation of the lease pursuant to § 3244.3 of this title.

(b) The authorized officer is authorized to shut down any operations which he determines are unsafe or are causing or can cause pollution.

[38 FR 35068, Dec. 21, 1973. Redesignated and amended at 48 FR 44788, 44792, Sept. 30, 1983, further amended at 53 FR 17375, May 16, 1988]

Subpart 3266—Appeals

§ 3266.1 Appeals.

(a) A party adversely affected by a decision of the authorized officer may appeal that decision to the Interior Board of Land Appeals as set forth in part 4 of this title.

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(b) All decisions or approvals of the authorized officer under this part shall remain effective pending appeal unless the Interior Board of Land Appeals determines otherwise upon consideration of the standards stated in this paragraph. The provisions of 43 CFR 4.21(a) shall not apply to any decision or approval of the authorized officer under this subpart. A petition for a stay of a decision or approval of the authorized officer shall be filed with the Interior Board of Land Appeals, Office of Hearings and Appeals, Department of the Interior, and shall show sufficient justification based on the following standards:

(1) The relative harm to the parties if the stay is granted or denied;

(2) The likelihood of the appellant's success on the merits;

(3) The likelihood of irreparable harm to the appellant or resources if the stay is not granted; and

(4) Whether the public interest favors granting the stay.

[57 FR 29651, July 6, 1992]

PART 3280—GEOTHERMAL RESOURCES UNIT AGREEMENTS: UNPROVEN AREAS

NOTE: Many existing unit agreements specifically refer to the United States Geological Survey, USGS, Minerals Management Service, MMS, Supervisor, Conservation Manager, Deputy Conservation Manager, Minerals Manager and Deputy Minerals Manager in the body of the agreements, as well as reference to title 30 CFR part 270 or specific sections thereof. Those references must now be read in the context of the provisions of Secretarial Order 3087 and now mean the Bureau of Land Management or the Minerals Management Service as appropriate.

Subpart 3280—Geothermal Resources Unit Agreements: General

Sec.

3280.0–1 Purpose.

3280.0–2 Policy.

3280.0–3 Authority.

3280.0–5 Definitions.

Subpart 3281—Application for Unit Agreement

3281.1 Preliminary consideration of agreements.

3281.2 Designation of area.